

State of Delaware Child Protection Accountability Commission Annual Legislative Meeting Minutes

WEDNESDAY, MAY 25, 2016
10:00 AM – 11:30 AM – New Castle County Courthouse
500 King Street, 12th Floor, Wilmington, Delaware

Those in Attendance:

Members of the Commission:

C. Malcolm Cochran, IV, Esq., Chair
LaKresha Roberts, Esq.
The Honorable Michael K. Newell
The Honorable Joelle Hitch
The Honorable Margaret Rose Henry
Susan Haberstroh
Susan Cycyk

Dr. Garrett Colmorgen
Jennifer Donahue, Esq.
Nicole Byers
Kathryn Lunger, Esq.
Dr. Allan De Jong
Captain Robert McLucas
Randall Williams
Janice Mink

Statutory Role:

Child Protection Community 16 Del. C. § 912 (a)(16)
Two Representatives from the Attorney General's Office 16 Del. C. § 912 (a)(3)
Family Court 16 Del. C. § 912(a)(4)
Family Court 16 Del. C. § 912(a)(4)
Senate 16 Del. C. § 912(a)(6)
Designee for Secretary of the Department of Education 16 Del. C. § 912(a)(8)
Director of Division of Prevention and Behavioral Health Services 16 Del. C. § 912(a)(9)
Chair of the Child Death Review Commission 16 Del. C. § 912(a)(12)
Investigation Coordinator 16 Del. C. § 912(a)(13)
Young Adult 16 Del. C. § 912(a)(14)
Public Defender's Office 16 Del. C. § 912(a)(15)
At-large Member - Medical Community 16 Del. C. § 912(a)(16)
At-large Member - Law Enforcement 16 Del. C. § 912 (a)(16)
At-large Member - Child Protection Community 16 Del. C. § 912 (a)(16)
At-large Member - Child Protection Community 16 Del. C. § 912 (a)(16)

Staff:

Tania Culley, Esq., Executive Director
Amanda Sipple

Members of the Public:

Addie Asay, Esq.
Karen DeRasmo
Leslie Newman
Cara Sawyer, Esq.

I. CHAIR WELCOME AND INTRODUCTIONS

Mike Cochran, Esq. opened the meeting and welcomed the attendees.

II. REPORT OF THE CPAC LEGISLATIVE COMMITTEE

The Commission reviewed the packet of proposed legislation prepared by the CPAC Legislative Committee to determine which bills within CPAC's purview it would support, oppose or take no position.

a. House Bill 240

A motion was made by Janice Mink to support House Bill 240 and seconded by Randy Williams. All voted in favor except that Susan Haberstroh abstained. The motion carried.

b. House Bill 265

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A motion was made by Ms. Mink to take no position on House Bill 265 and seconded by Kathryn Lunger. All voted in favor. The motion carried.

c. House Bill 310

A motion was made by Mr. Cochran to oppose the current bill as written but to work with the bill sponsors to make changes. The motion was seconded by Ms. Lunger, Esquire and all voted in favor except that Chief Judge Newell and Judge Hitch abstained. The motion carried.

d. House Bill 311

A motion was made by Ms. Mink to support House Bill 311 and seconded by Dr. Colmorgen. All voted in favor. The motion carried.

e. House Bill 388

A motion was made by Dr. Colmorgen to support House Bill 388 and seconded by Ms. Mink. All voted in favor except that LaKresha Roberts and Ms. Lunger abstained. The motion carried.

f. Senate Bill 55

A motion was made by Dr. Colmorgen to support Senate Bill 55 and seconded by Ms. Mink. All voted in favor. The motion carried.

g. Senate Bill 188

A motion was made by Mr. Cochran to support Senate Bill 188 and seconded by Mr. Williams. All voted in favor. The motion carried.

h. Senate Bill 207

A motion was made by Mr. Cochran to support Senate Bill 207 and seconded by Ms. Mink. All voted in favor. The motion carried.

i. Senate Bill 213

A motion was made by Mr. Cochran to defer CPAC's position to the CPAC Legislative Committee after amendments are completed. The motion was seconded by Jen Donahue and all voted in favor. The motion carried.

j. Senate Bill 239

A motion was made by Dr. Colmorgen to defer CPAC's position to the CPAC Legislative Committee after amendments are completed. The motion was seconded by Dr. De Jong and all voted in favor. The motion carried.

k. Senate Bill 241

A motion was made by Dr. Colmorgen to take no position on Senate Bill 241 and seconded by Ms. Donahue. All voted in favor except Chief Judge Newell and Judge Hitch abstained. The motion carried.

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l. Senate Bill 247

A motion was made by Dr. Colmorgen to support Senate Bill 247 and adopt the bill as a CPAC bill. Mr. Williams seconded the motion. All voted in favor and the motion carried. Staff will communicate to the sponsors that CPAC adopted this bill as it resulted from CPAC committee work.

m. Senate Bill 251

A motion was made by Dr. Colmorgen to oppose House Bill 251 and seconded by Ms. Donahue. All voted in favor and the motion carried.

III. COMMITTEE REPORTS

a. Report of the Medically Fragile/ Substance Exposed Infants Committee

Ms. Donahue discussed the progress of House Bill 319. At this time, partners have agreed to exclude legal drugs in the reporting requirement, as long as medical providers confirm compliance by the mother in a treatment program.

Additionally, Delaware may be chosen to receive In-Depth Technical Assistance for Substance-Exposed Infants. If accepted the assistance will span 18 – 24 months and provide substantial national support and expertise. A motion was made by Dr. Colmorgen and seconded by Nicole Byers to submit the application on behalf of CPAC upon approval of the application by the SEI Committee. All voted in favor and the motion carried. Ms. Donahue will provide updates regarding the application process as they become available.

b. Report of the Permanency for Adolescents Committee – Approval of the Financial Resources Handout

Ms. Culley provided an overview and requested the Commission adopt the Resources for Guardianship and Kinship Guide as a CPAC Document and allow for the guide to be distributed. A motion was made by Ms. Donahue to adopt the guide and approve distribution and was seconded by Ms. Byers. All voted in favor and the motion carried.

c. Report of the Child Torture Committee – Request for Dissolution

A motion was made to approve the dissolution of the Child Torture Committee. All voted in favor and the motion carried.

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IV. 2016 MEETING DATES

August 10, 2016

September 25, 2016 Annual Retreat with CDRC*

November 9, 2016

All meetings will take place from 9:00 a.m. – 12:00 p.m. at the New Castle County Courthouse in the 12th Floor Conference Room

*Annual Retreat with CDRC will be held at Troop 2, 100 La Grange Avenue Newark, DE 19701

V. PUBLIC COMMENT AND ADJOURNMENT

No public comment.